

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Joseph LOSCALZO et al.	Confirmation No.:	9697
Application No.:	10/692,724	Art Unit:	1657
Filed:	October 27, 2003	Examiner:	K. C. Srivastava
Title:	METHODS OF TREATING VASCULAR DISEASES CHARACTERIZED BY NITRIC OXIDE INSUFFICIENCY		

Box: Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT UNDER 37 C.F.R. § 1.312**

The Examiner is thanked for allowing the above-identified application and for the telephone interview of February 11, 2008, in which the need to file a Petition to Accept an Unintentionally Delayed Priority Claim was discussed in view of the typographical error in the first lines of the specification of the application as filed, which was inadvertently left uncorrected during the required time frame of 37 CFR §1.78(a)(2). In the specification as filed, reference is made to a prior Application No. "10/XXX,XXX, filed 20 October 2003", leading to an improper benefit claim under 35 USC §120 to this prior application.

In response to the Ex Parte Quayle Action dated February 14, 2008, Applicants submit herewith an Amendment under 37 CFR §1.312 to amend the benefit claim under 35 USC §119(e), 120, 121, or 365(c) of the above-referenced application. Submitted with this Amendment is an Application Data Sheet, which contains the proper reference required by 35 USC §120 and 37 CFR §1.78(a)(2) to the prior application, Application No. 10/687,706 filed

October 20, 2003, for which the benefit of priority is requested. Applicants also file concurrently herewith a Petition to Accept an Unintentionally Delayed Priority Claim under 37 C.F.R. §1.78(a).

No issues of new matter should arise and entry thereof is respectfully requested.

No fees are believed due; however, the Commissioner is authorized to charge any other necessary fees, or credit any overpayments, to our Deposit Account No. 08-0219, under Order No. 0102258.00170US3 from which the undersigned is authorized to draw.

Respectfully submitted,

Dated: March 25, 2008

/Belinda M. Lew/  
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